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To: United States Department of Commerce
PATENT AND TRADEMARK OFFICE
Commissioner of patent and trademarks
Washington, D.C. 20231 U.S.A.

03 December 2003

Subject: PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137 (a)

Application # 08/418,286

Filing Date: 04/07/95

Examiner: Mr. Atkinson C.

Applicants- Schwartz ERWIN and Lipert Peter.

Title: Heat Exchanger

Art Unit: 3407

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DEC 19 2003

OFFICE OF PETITIONS

Dear Sir /Madam.

As a reply your letter dated Nov 04 2003

Re: DECISION ON PETITION TO WITHDRAW HOLDING OF ABANDONMENT.

We would like to apply for PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137 (a)

Reasons:

1) We hired "Patent Agent" Mila Shvartsman (P.O.Box. 225, Outremont, Que, Canada, H2V4M8) to apply and process the application for a patent in the USA. In 1994 on our

behalf.

Later we found out that she did not full fill her obligations and basically she abandoned the work on the file. (Copy of her letter is attached).

2) We sent her a registered mail to GET back OUR files. Which she refused (copy attached).

3) We had to go to the Local Small Claim Court in order to try to recover copies of all the papers that the above agent filed? On our behalf, and to figure out the state of our above application. (Copy of court case is attached).

4) We still NEVER got back from her our documents.

Based on the above, will you please, **REVIVE THE UNAVOIDABLY ABANDONED** APPLICATION? ^{7/5}

5- My name is Erwin Schwartz (please correct the first name)

6- Also a Non Publication Request (is attached) to be applied to this application.

(But, I think that it is not required, since the application Filing date is of 1995, It is better for us not to use the form, and still for the application not to be Published).

For us it is very important and we would have not missed the date limit to respond if we had the documents in time.

Included are:

- A) The reply (Attached again, the Respond to the Rejection).
- B) The petition fee as per 37 CFR 1.17(1) for 55 US \$ for Small Entity.
- C) We showed above and in attached proof and explanation for why the required reply was unavoidable.
- D) Terminal disclaimer required pursuant to 37 CFR 1.137 (d) in the amount of 55 US\$ for Small Entity.

Yours Truly



SCHWARTZ ERWIN
Erwin Schwartz / B.Eng.

And



Peter Lipert

305 BARRIN, D.D.O. (Montréal), Québec, H2A 3G4, Canada

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DEC 19 2003

OFFICE OF PETITIONS

8/15

MILA SHVARTSMAN

Patent Agent (M.A. Electronics)

Canada & U.S.A.

Patents, Industrial Designs, IC Topographies, Searches and related matters

Mr. Erwin S. Schwartz
Dosh-Dart Import Ltd.
10378-B, boul. Gouin, O.,
Roxboro, Que.,
H8Y 1S3

ORIGINAL BY MAIL
COPY BY FACSIMILE

Dear Mr. Schwartz,

March 6, 1996

Please find enclosed to this letter copy of the second Office action received from USPO, response on which is due before May 27, 1996. To avoid paying extension fee (which can delay response for another 4 months) it is highly advisable to immediately consider this office action.

I am not in a position neither review
this Office action, nor discuss with you any details.

Yours truly,

Mila Shvartsman

Encl.



10378-B, boul. Gouin O.
Roxboro (Québec) Canada H8Y 1S3
Tél.: (514) 421-1433 • Fax: (514) 421-1305

LES IMPORTATIONS DOSH-DART LTÉE.
DOSD-DART IMPORT LTD.

DEPUIS 1980
SINCE 1980

04 June 1996

REGISTERED MAIL

To: Mila Shvartsman, MA Electronics
1535 Bernard quest, Apartment # 23


Outremont, Montreal Que, H2V 1W7
Tel 948-5190
Fax: 948-5382

Re: Unpaid balance.

Mrs Shvartsman.

Following our fax of 10 April 1996 and your response on 10 April 1996.

1) It is the SECOND time we request that you return all our files, papers and documents within 10 business days, they are our property.


Erwin Schwartz B.Eng / President
Dosh Dart Import Limited

CANADA

COUR DU QUÉBEC
(chambre civile)

DIVISION DES PETITES CRÉANCES

PROVINCE DE QUÉBEC
DISTRICT DE MONTRÉAL

NO.: 500-32-015926-969

Montréal, le 4 décembre 1996

Sous la présidence de: MADAME LA JUGE PAULE LAFONTAINE

X
DOSH-DART IMPORT LTD.
305 Baffin,
Dollard-des-Ormeaux, Qc
H9A 3G4

Requérante

-C-

MILA SHVARTSMAN
1535 Bernard, Ouest, #23
OUTREMONT, Qc
H2V 1W7

Intimée

JUGEMENT

JL1649

11/15

ABSTRACT of the Heat Exchanger

A HEAT EXCHANGER specifically designed for heating or cooling of liquids containing SOLID material which has a very unique usage.

- a) in the SEWAGE TREATMENT FACILITIES as a Water to Sludge heater.
- b) in the SEWAGE TREATMENT FACILITIES as a Sludge to Sludge heat recovery unit.
- c) in industrial applications where liquid SLURRIES are required to be heated or cooled.

Refer to FIG 1. And FIG 2 and FIG 7

The Heat Exchanger comprises of horizontally permanently fixed heating plates (12) to define between adjacent heating plates an area of sealed passages for two heat exchanging fluids.

The outer frame comprises of two access doors (20), and two outer walls (26). And two outer door frames (24) to form a permanently fixed rigid structure to provide liquid tight enclosure.

Each heating plate (12) comprises of channels for conducting of the cold or hot liquid sludge in line or counter flow fashion.

The heating plate (12) comprises of vertical directional baffles (14) and round solid baffle (34) attached at the end of (14), order to reduce the risk of plugging with stringy material.

Each directional baffle (14) has a few PRESURE RELIEF HOLES (37), (38) or (39) in FIG 7. The pressure relief holes are located at the BOTTOM and has shapes of Square, Triangular or Semi Circular.

Each of said channel means being defined by a pair of said heating plates (12) disposed on next to the other and by a pair of directional baffles (14) and an internal return bend means (18).

The internal return bend (18) having a configuration allowing direct access to said channel means at least at one end removable without the necessity to dismantle the entire heat exchanger. the other end could be permanently fixed and liquid tight.

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The External return bends (22) having a predetermined configuration to provide a greater turbulence of the liquid passing through each said channels, said external return bend near being incorporated into and extending outwardly from said walls (26) and permanently attached to outer door frame (24).

The said heat exchanger further comprising two access doors (20) which are removable and sealed in a liquid tight fashion to allow accessibility simultaneously from two opposite directions without dismantling the entire unit, said doors being of substantially flat configuration.

CLAIMS

24R- Internal return bends (18) having a predetermined configuration adapted to provide a greater flow turbulence of the fluid passing through each said channels (as per fig. 1 and fig. 11.)

The internal return bend (18) is a rigid continuous flat plate bent in many inward and outward semi hexagonal shapes (fig 11).

25R- The inner return bend (18) are permanently fixed between adjacent heating plates (12) to provide liquid-tight conditions under high pressure.

29R- The inner return bend (18) are removable between adjacent heating plates (12) to provide liquid-tight conditions under high pressure.

31R- The vertical directional baffles (14) is provided with round solid bars (34) (fig 2) (i is also visible on Fig 1) attached at the end of (14), in order to reduce the risk of plugging with stringy materials.

32R- The EXTERNAL return bends (22) means having in cross-section a semi-octagonal configuration in order to adapted to provide a greater flow turbulence of the fluid passing through.

38R- Each directional baffle (14) has a few PRESURE RELIEF HOLES (37), (38) or (39) in FIG 7. The pressure relief holes are located at the BOTTOM and has shapes of Square Triangular or Semi Circular.

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THE PRESSURE RELIEF HOLES (ORIFICES) ALLOW REDUCTION OF PRESSURE FROM BUILD UP IN CASE OF BLOCKAGE BETWEEN ADJOINING CHANELES.

The pressure relief holes are located at the very bottom of the directional baffle (14) where the liquid starts to fill up.

40R- The Inlet flanges (28) an (30) comprises a transition means adapted to connect said inlet in a special manner which will cause any blockage to occur outside of the heat exchanger due to the reduced of passage by the liquid.

When the two transition inlets in Fig 18 and Fig 19 are connected together at the rectangular narrower ends, they form a natural restriction in which preferred location plugging first occur.



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PTO/SB/17 (10-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known

Application Number 08/418,286
Filing Date 04/07/95
First Named Inventor SCHWARTZ ERWIN
Examiner Name ATKINSON C.
Art Unit HEAT EXCHANGER
Attorney Docket No. _____

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number _____
Deposit Account Name _____

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments
☐ Charge any additional fee(s) or any underpayment of fee(s)
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims -20** = X =
Independent Claims -3** = X =
Multiple Dependent =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		
1051 130	2051 65			Surcharge - late filing fee or oath	
1052 50	2052 25			Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 130			Non-English specification	
1812 2,520	1812 2,520			For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*			Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*			Requesting publication of SIR after Examiner action	
1251 110	2251 55			Extension for reply within first month	
1252 420	2252 210			Extension for reply within second month	
1253 950	2253 475			Extension for reply within third month	
1254 1,480	2254 740			Extension for reply within fourth month	
1255 2,010	2255 1,005			Extension for reply within fifth month	
1401 330	2401 165			Notice of Appeal	
1402 330	2402 165			Filing a brief in support of an appeal	
1403 290	2403 145			Request for oral hearing	
1451 1,510	1451 1,510			Petition to institute a public use proceeding	
1452 110	2452 55			Petition to revive - unavoidable	55
1453 1,330	2453 665			Petition to revive - unintentional	
1501 1,330	2501 665			Utility issue fee (or reissue)	
1502 480	2502 240			Design issue fee	
1503 640	2503 320			Plant issue fee	
1460 130	1460 130			Petitions to the Commissioner	
1807 50	1807 50			Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180			Submission of Information Disclosure Stmt	
8021 40	8021 40			Recording each patent assignment per property (times number of properties)	
1809 770	2809 385			Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385			For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385			Request for Continued Examination (RCE)	
1802 900	1802 900			Request for expedited examination of a design application	
Other fee (specify) <u>1,521 TERMINAL DISCLAIMER</u>					55
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3) (\$)					-110-

SUBMITTED BY

Name (Print/Type) SCHWARTZ ERWIN Registration No. _____ Telephone 514-696-7961
Signature Erwin Schwartz (Attorney/Agent) _____ Date 05 DEC 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)		Docket Number (Optional)
First Named Inventor: Schwartz Erwin	Art Unit: 3407	
Application Number: 08/418,286	Examiner: Mr. Atkinson C.	
Filed: 04/07/95		
Title: Heat Exchanger		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9382.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION. NOTE: A grantable petition requires the following items: (1) Petition fee. (2) Reply and/or issue fee. (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and (4) Adequate showing of the cause of unavoidable delay.		
1. Petition fee <input checked="" type="checkbox"/> Small entity - fee \$ <u>55</u> (37 CFR 1.17(l)). Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(l)).		
2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of _____ (identify the type of reply): <input type="checkbox"/> has been filed previously on _____ <input checked="" type="checkbox"/> is enclosed herewith. B. The issue fee of \$ <u>55 US \$</u> <input type="checkbox"/> has been filed previously on _____ <input checked="" type="checkbox"/> is enclosed herewith.		

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[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
 If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

12/08/2003 AWONDAF1 00000011 08418286

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55.00 OP

P:1:15

TO:1703879306

DEC-5-2003 01:32P FROM:ERWIN SCHWARTZ DOI 514-696-8344

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

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3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☒ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ 55 for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

OFFICE OF PETITIONS

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

05 DECEMBER 2003
Date

Shimon Karpf P. Lipietz
Signature

514-696-7961
Telephone Number

SCHWARTZ EDWIN O LIPET PETER
Typed or printed name

Registration Number, if applicable

305 BAFFIN ST.
Address

DOLLARD DES ORMEAUX, QUEBEC
Address
CANADA H9A 3G4

- Enclosure ☒ Fee Payment
- ☒ Reply
- ☒ Terminal Disclaimer Form
- ☒ Additional sheets containing statements establishing unavoidable delay
- ☒ NON PUBLICATION REQUEST & ANSWER TO EXAMINER

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

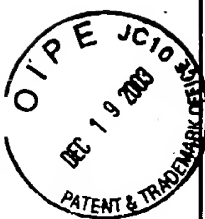
05 December 2003
Date

Shimon Karpf
Signature

SCHWARTZ EDWIN
Typed or printed name of person signing certificate

3/15

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

05/DECEMBER/2003
Date

Erwin Schwartz & P. Lipat
Signature

Registration Number, if applicable

SCHWARTZ ERWIN P LIPAT PETER
Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

PLEASE SEE LETTER ATTACHED.

(Please attach additional sheets if additional space is needed.)



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TERMINAL DISCLAIMER TO ACCOMPANY PETITION

Docket Number (Optional)

In re Application of:

Name: Schwartz Erwin & Lipert Peter

Application Number: 08/418,286

Filed: 04/07/95

For: Heat Exchanger, Art Unit:3407, Examiner: Mr. Atkinson C.

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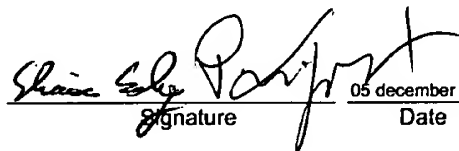
DEC 23 2003

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The owner*, Schwartz Erwin & Lipert Peter of 100 percent interest in the above-identified application hereby disclaims a terminal part of the term of any patent granted the above-identified application equivalent to: (1) if the above-identified application is a design application, the period of abandonment of the above-identified application, and (2) if the above-identified application is a utility or plant application, the lesser of: (a) the period of abandonment of the application; or (b) the period extending beyond twenty years from the date on which the above-identified application was filed in the United States or, if the application contains a specific reference to an earlier filed application(s) under 35 U.S.C. 120, 121, or 365(c), from the date on which the earliest such application was filed. This disclaimer also applies to any patent granted on a utility or plant application filed before June 8, 1995, or a design application, that contains a specific reference under 35 U.S.C. 120, 121, or 365(c) to the above-identified application. This disclaimer is binding upon the grantee, and its successors or assigns.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.
2. ☐ The undersigned is an attorney or agent of record.


Signature Date 05 december 2003

514-696-7961

Telephone Number

Schwartz Erwin & Lipert Peter

Typed or Printed Name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

* Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/63 (08-03)

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TERMINAL DISCLAIMER TO ACCOMPANY PETITION

Docket Number (Optional)

In re Application of:

Name: Schwartz Erwin & Lipert Peter

Application Number: 08/418,286

Filed: 04/07/95

For: Heat Exchanger, Art Unit:3407, Examiner: Mr. Atkinson C.

The owner*, Schwartz Erwin & Lipert Peter of 100 percent interest in the above-identified application hereby disclaims a terminal part of the term of any patent granted the above-identified application equivalent to: (1) if the above-identified application is a design application, the period of abandonment of the above-identified application, and (2) if the above-identified application is a utility or plant application, the lesser of: (a) the period of abandonment of the application; or (b) the period extending beyond twenty years from the date on which the above-identified application was filed in the United States or, if the application contains a specific reference to an earlier filed application(s) under 35 U.S.C. 120, 121, or 365(c), from the date on which the earliest such application was filed. This disclaimer also applies to any patent granted on a utility or plant application filed before June 8, 1995, or a design application, that contains a specific reference under 35 U.S.C. 120, 121, or 365(c) to the above-identified application. This disclaimer is binding upon the grantee, and its successors or assigns.

Check either box 1 or 2 below, if appropriate.

- ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.
- ☐ The undersigned is an attorney or agent of record.

Schwartz Erwin & Lipert Peter 05 december 2003
Signature Date

514-696-7961

Telephone Number

Schwartz Erwin & Lipert Peter

Typed or Printed Name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

* Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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PTO/SB735 (11-00)

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U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor <u>ERWIN SCHWARTZ</u>	
	Title	<u>HEAT EXCHANGER</u>
	Atty Docket Number <u>08 / 418,286</u>	

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

28/fcb/2003
Date

Erwin Schwartz
Signature

ERWIN SCHWARTZ P. L. VENT
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(e). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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